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7
8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

9 STATE OF CALIFORNIA

10
11 In the Matter of) FPPC No: 02/829
12)
13)
14 MERVYN DYMALLY, FRIENDS OF) STIPULATION, DECISION and
DYMALLY, and IDA E. YARBROUGH,) ORDER
15 Respondents.)
16)
17)
18)

19 Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and
20 Respondents Mervyn Dymally, Friends of Dymally, and Ida E. Yarbrough hereby agree that this
21 stipulation will be submitted for consideration by the Fair Political Practices Commission at its next
22 regularly scheduled meeting.

23 The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this
24 matter, and to reach a final disposition without the necessity of holding an administrative hearing to
25 determine the liability of Respondents.

26 Respondents understand and hereby knowingly and voluntarily waive any and all procedural
27 rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in sections 18361.1
28 through 18361.9 of title 2 of the California Code of Regulations. This includes, but is not limited to, the

1 right to personally appear at any administrative hearing held in this matter, to be represented by an
2 attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the
3 hearing, to subpoena witnesses to testify at the hearing, and to have an impartial administrative law
4 judge preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

5 Respondents further stipulate and agree that Respondents Mervyn Dymally, Friends of Dymally,
6 and Ida E. Yarbrough violated the Political Reform Act by making campaign expenditures in excess of
7 the voluntary expenditure limits, in violation of section 85400, subdivision (a)(1) of the Government
8 Code (1 count), as described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference, as
9 though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

10 Respondents agree to the issuance of the decision and order, which is attached hereto.
11 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount
12 of Three Thousand Eight Hundred Dollars (\$3,800). A cashier's check from Respondents in said
13 amount, made payable to the "General Fund of the State of California," is submitted with this stipulation
14 as full payment of the administrative penalty, and shall be held by the State of California until the
15 Commission issues its decision and order regarding this matter. The parties agree that in the event the
16 Commission refuses to accept this stipulation, it shall become null and void, and within fifteen (15)
17 business days after the Commission meeting at which the stipulation is rejected, all payments tendered
18 by Respondents in connection with this stipulation shall be reimbursed to Respondents. Respondents
19 further stipulate and agree that in the event the Commission rejects the stipulation, and a full evidentiary

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1 hearing before the Commission becomes necessary, neither any member of the Commission, nor the
2 Executive Director, shall be disqualified because of prior consideration of this stipulation.

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4 Dated: _____

Mark Krausse
Executive Director
Fair Political Practices Commission

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8 Dated: _____

Mervyn Dymally, Respondent

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10 Dated: _____

Ida E. Yarbrough, individually and on behalf of Friends of
Dymally, Respondents

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14 **DECISION AND ORDER**

15 The foregoing stipulation of the parties “In the Matter of Mervyn Dymally, Friends of Dymally,
16 and Ida E. Yarbrough, FPPC No. 02/829,” including all attached exhibits, is hereby accepted as the final
17 decision and order of the Fair Political Practices Commission, effective upon execution below by the
18 Chairman.

19 IT IS SO ORDERED.

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21 Dated: _____

Liane M. Randolph, Chairman
Fair Political Practices Commission